IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.231 OF 2007
IN
CRIMINAL WRIT PETITION NO.1350 OF 2007

Kamlesh Morarji .. Applicant
V/s
State of Maharashtra & Ors. .. Respondents

Ms.Swati Deshpande i/by M/s.S.Mohamedbhai & Co. for the Applicant.

Mr.A.R.Patil, APP for State.

Ms.Jaymala Raut i/by M/s.Prakash Punjwani & Co.for Respondent No.2.

CORAM : DR.S.RADHAKRISHNAN, &
SMT.R.S.DALVI, JJ.

DATE : 10th August, 2007.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned APP for Respondent No.1 and the learned Counsel for Respondent No.2. None appears for Respondent No.3 though served. Perused the Application. for the Reasons stated therein sufficient cause is made out for recalling of the order dated 30.07.2007. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, order dated 30.07.2007 stands recalled, and the W.P.No.1350/2007 stands restored to file. Criminal Application No.231/2007 is made absolute in terms of prayer clauses (a) and (b).

(SMT.R.S.DALVI, J.) **(DR.S.RADHAKRISHNAN,J.)**